

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 322 Session of  
2001

INTRODUCED BY MAYERNIK, WOGAN, BARRAR, WILT, BELFANTI,  
CAPPABIANCA, WASHINGTON, READSHAW, MARKOSEK, LAUGHLIN,  
HERSHEY, GRUCELA, WOJNAROSKI, YOUNGBLOOD, WANSACZ, CAPPELLI,  
GEORGE, STABACK, MICHLOVIC, FRANKEL, SAINATO AND FREEMAN,  
JANUARY 31, 2001

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 31, 2001

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, requiring notice of revocation or suspension of  
3 registration plates, cards and operating privilege to be sent  
4 by certified mail.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Sections 1376(b) and 1540(b) of Title 75 of the  
8 Pennsylvania Consolidated Statutes are amended to read:

9 § 1376. Surrender of registration plates and cards upon  
10 suspension or revocation.

11 \* \* \*

12 (b) Delegation of authority.--If after 30 days from the mail  
13 date of a notice of suspension or revocation by certified mail,  
14 the registration plates and cards are not surrendered under  
15 subsection (a), the department may delegate authority to the  
16 following persons to seize a registration plate and registration  
17 card which are required to be surrendered under subsection (a):

(1) A designated department employee.

(2) Members of the Pennsylvania State Police.

(3) Local police officers.

(4) Sheriffs or deputy sheriffs.

(5) Constables or deputy constables. If constables and deputy constables are delegated authority to seize registration plates and registration cards under this section, they shall be compensated by the department at the rate of \$15 for each registration plate and card jointly seized, plus mileage. The department shall pay a constable or deputy constable within 30 days after a documented request for payment is submitted to it.

\* \* \*

§ 1540. Surrender of license.

\* \* \*

(b) Suspension, revocation or disqualification of operating privilege.--

(1) Upon the suspension or revocation of the operating privilege or the disqualification of the commercial operating privilege of any person by the department, the department shall forthwith notify the person in writing by certified mail at the address of record to surrender his driver's license to the department for the term of suspension, revocation or disqualification.

(2) The department shall include with the written notice of suspension, revocation or disqualification a form for acknowledging the suspension, revocation or disqualification, which form shall be filed with the department if the person has no license to surrender.

(3) The suspension, revocation or disqualification shall

1 be effective upon the earlier of:

2 (i) a date determined by the department; or

3 (ii) the date of filing or mailing of the license or  
4 acknowledgment to the department, if that date is  
5 subsequent to the department's notice to surrender the  
6 license.

7 (4) Upon surrender of the license or acknowledgment, the  
8 department shall issue a receipt showing the date that it  
9 received the license or acknowledgment.

10 \* \* \*

11 Section 2. This act shall take effect in 60 days.